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7 Equitable Life Insurance Company and
MONY Life Insurance Company of America
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10 UNITED STATES DISTRICT COURT
11 CENTRAL DISTRICT OF CALIFORNIA – WESTERN DIVISION

12 BONNIE OSBAKKEN) Case No.
13)
14 Plaintiff,) **NOTICE OF REMOVAL BASED**
15 v.) **ON DIVERSITY**
16)
17 AXA EQUITABLE LIFE)
18 INSURANCE COMPANY, a New)
York corporation; MONY LIFE)
19 INSURANCE COMPANY OF)
AMERICA, an Arizona corporation;)
and DOES 1 through 50, Inclusive,)
Defendants.)

20
21 Defendants AXA Equitable Life Insurance Company (“AXA”) and MONY
22 Life Insurance Company of America (“MONY”) (collectively, “Defendants”)
23 through their undersigned counsel, pursuant to 28 U.S.C. §§ 1441 and 1446,
24 respectfully remove to this Court the action commenced by Plaintiff Bonnie
25 Osbakken (“Osbakken”) on March 28, 2016 in the Superior Court of the State of
26 California, County of Ventura, entitled *Bonnie Osbakken v. AXA EQUITABLE*
27 *LIFE INSURANCE COMPANY and MONY LIFE INSURANCE COMPANY OF*
28 *AMERICA*, Case No. 56-2016-00479812-CU-BC-VTA (the “State Court Action”).

THIS COURT'S REMOVAL JURISDICTION

7. Title 28 U.S.C. § 1441(a) and (b) and Title 28 U.S.C. § 1332 provide the basis for removal jurisdiction to this Court. Plaintiff claims the right to receive life insurance death benefits that she alleges is in excess of \$75,000. Plaintiff and Defendants are citizens of different states as defined in 28 U.S.C. § 1332.

8. The timing requirements of 28 U.S.C. § 1446(b) have been satisfied in that this Notice of Removal has been filed with this Court within thirty (30) days after service of the Complaint upon Defendants. The time for filing this Notice of Removal has not expired under 28 U.S.C. § 1446(b).

9. The United States District Court for the Central District of California, Western Division is the appropriate court to which this action should be removed because this district is the district embracing actions filed in Ventura County, California.

10. A true and correct copy of this Notice of Removal is being served upon Plaintiff as required by law under 28 U.S.C. § 1446(d).

11. A true and correct copy of this Notice of Removal is also being filed promptly with the Clerk of the Circuit Court in and for Ventura County, California, in accordance with 28 U.S.C. § 1446(d).

12. A true and correct copy of the "Notice To State Court And Adverse Party Of Removal" is attached hereto as Exhibit "C".

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1 WHEREFORE, Defendants hereby remove this action, currently
2 pending in the Superior Court of the State of California, Ventura County.

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4 **BROWN LAW GROUP**

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7 Dated: May 2, 2016

By: /s/ Travis K. Jang-Busby

8 Stacy L. Fode, Esq.

9 Travis K. Jang-Busby, Esq.

10 Attorneys for Defendants AXA

11 Equitable Life Insurance Company and

12 MONY Life Insurance Company of

13 America
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